

Aug 28, 2019

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

YADIRA M. MARTINEZ, individually
and as mother and natural guardian of
A.M., a minor; and A.M, individually,

Plaintiff,

v.

CHERYL L. COX, individually and as a
marital community with "JOHN DOE"
COX; and CHERYL L. COX, as an
employee/agent of PROGRESSIVE
LOGISTICS, INC., d/b/a GILTNER; and
PROGRESSIVE LOGISTICS, INC.,
d/b/a GILTNER, a corporation doing
business in the State of Washington;
and HERMAN MENDEZ, individually,

Defendants.

No. 18-CV-5037-EFS

ORDER DISMISSING CASE

On February 7, 2019, the parties filed a stipulated dismissal, ECF No. 23. On August 5, 2019, this Court held the parties' stipulated dismissal in abeyance until the parties filed a notice with the Court regarding what funds were distributed and when. ECF No. 34. On August 5, 2019, the parties filed a notice of distribution outlining the funds that have distributed. ECF No. 35. Consistent with the parties'

1 agreement and Federal Rule of Civil Procedure 41(a) and Local Civil Rule 41(a), **IT**
2 **IS HEREBY ORDERED:**

3 1. The parties' Stipulated Motion for Dismissal, **ECF No. 33**, is
4 **GRANTED.**

5 2. All claims are **DISMISSED WITH PREJUDICE**, with all parties to
6 bear their own costs and attorney fees.

7 3. **The Court hereby TRANSFERS JURISDICTION** of enforcement
8 of the Settlement Agreement to Benton County Superior Court in
9 Washington.

10 4. All pending motions are **DENIED AS MOOT.**

11 5. All hearings and other deadlines are **STRICKEN.**

12 6. The Clerk's Office is directed to **CLOSE** this file.

13 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order and
14 provide copies to all counsel.

15 **DATED** this 28th day of August 2019.

16
17
18 s/Edward F. Shea
19 EDWARD F. SHEA
Senior United States District Judge